IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : Criminal No.1:00-CR-00247

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v. : (Judge Caldwell)

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GERALD JIVENS : (Electronically Filed)

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CERTIFICATE OF CONCURRENCE / NON-CONCURRENCE

The United States intends to file a separate response outlining the extent of their concurrence / non-concurrence.

Date: February 21, 2008 /s/ Lori J. Ulrich

LORI J. ULRICH, ESQUIRE

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